

JUNE 2021 ORC HOT ISSUES

ON-GOING CASES/ISSUES:

Air

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Water

- **Environmental Integrity Project's (EIP) files Motion to Intervene in negotiations to amend Partial Consent Decree (PDC) with Capital Region Water (CRW):** EIP filed a Motion to Intervene in the matter of U.S. v. Capital Regional Water and the City of Harrisburg, where the parties are currently negotiating an amendment to the Partial Consent Decree. LSRA's motion argues that LSRA has standing and a statutory right to intervene. The parties' responses are due on May 27th. The U.S., PADEP, and CRW have been negotiating a list of projects which will be the

Ex. 5 Deliberative Process (DP) ing the Harrisburg wastewater treatment and collection system to 77% capture over the next ten years, allowing CRW to complete an approvable LTCP within that period. An amended PCD will still require that CRW develop an approvable LTCP with an adaptive management approach. Region 3 has drafted an amended PCD, updating the 6-year old PCD to reflect the work that has been done to date and the forthcoming work. DOJ is reviewing that document; EPA hopes that DOJ can send the draft agreement to CRW within the next few weeks.

Ex. 5 Deliberative Process (DP)

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DWOS since November 2019. United States, PADEP and CRW have filed motions objecting to intervention.

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Civil Rights

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Nonresponsive based on revised scope

Nonresponsive based on revised scope

FOIA

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Nonresponsive based on revised scope

RCRA

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Nonresponsive based on revised scope

FIFRA

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Nonresponsive based on revised scope

Nonresponsive based on revised scope

NEW HOT Issues (for Briefing Consideration)

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Nonresponsive based on revised scope

PERSONNEL/ORGANIZATION:

Hiring Exp. Water Law Attorney and Fellows